

SUMMARY

I. Description of Item

This resolution amends the FY 2010 operating budget to set up funding required by Ordinance # 386 adopted on October 26, 2009 amending the Shelby County Code of Ordinances by adding a Tire Disposal and Tire business regulation section. Funds in the amount of \$25,000 are being transferred from Commissioner Contingency funds and \$25,000 transferred from the Administration to fund tire rebates to individuals residing in Shelby County as outlined in the ordinance and appropriate administrative costs incurred by the City of Memphis in providing this service. Due to the popularity of the redemption program, funds originally allocated through Resolution No. 23 on November 23, 2009 have been depleted and additional funding from the County is necessary in order to ensure continuation of the program. This amendment will require an amendment to the Intergovernmental Agreement by and between the City of Memphis and Shelby County Government.

II. Source and Amount of Funding

This resolution requests the following budget amendment:

Transfer from Commissioners Contingency	(\$25,000.00)
Account 010-800101-9520	
Transfer from Central Operations	(\$25,000.00)
Account 010-201201-6678	
Transfer to Land Bank (Tire Recycling Redemption)	<u>\$50,000.00</u>
Account 010-307501-6664	
Net Budget Impact	- 0 -

III. Contract Items

Interlocal Governmental Agreement by and Between the City of Memphis and Shelby County Government for the City of Memphis and Shelby County Tire Redemption Program and the first amendment thereto.

III. Additional Information Relevant to Approval of this Item

Funds provided for appropriation in this resolution will not be disbursed until final adoption of the legislation by the Memphis City Council for this program and a Memorandum of Understanding is finally executed between the City of Memphis and Shelby County Government for these services.

ITEM # _____

PREPARED BY: Lou Geater

APPROVED BY: Lisa Kelly

RESOLUTION TO AMEND THE FY 2010 OPERATING BUDGET, TO APPROPRIATE ADDITIONAL FUNDS IN THE AMOUNT OF \$50,000.00 FOR THE TIRE RECYCLING PROGRAM, AND TO AMEND THE INTERLOCAL AGREEMENT WITH THE CITY OF MEMPHIS TO EXTEND THE TIRE REDEMPTION PROGRAM AND THIS ITEM REQUIRES THE EXPENDITURE OF COUNTY'S GENERAL FUNDS IN THE AMOUNT OF \$50,000.00. SPONSORED BY COMMISSIONER STEVE MULROY

WHEREAS, The County Commission adopted Ordinance 386 on the third reading on October 26, 2009, and

WHEREAS, Ordinance 386 established regulations for Tire Disposal and Tire Disposal businesses; and

WHEREAS, Ordinance 386 provides for a payment of one dollar (\$1.00) per qualifying tire for persons presenting illegally disposed used or waste tires to an authorized tire disposal or recycling facility; and

WHEREAS, The Ordinance as adopted specifically excludes from the redemption program option tire businesses, waste tire carriers, generators, haulers, disposers or sorters; and

WHEREAS, The popularity of the program has depleted funds originally allocated in Resolution No. 23 on November 23, 2009, necessitating additional funding from the County in the amount of \$50,000 in order to continue providing payments for qualified tires; and

WHEREAS, The redemption program established by the ordinance commences with the adoption of the Ordinance and expires at the end of a twelve (12) month period unless prior to

expiration the County Commission, after complying with the terms of the Ordinance, passes legislation to extend the effective period of the program; and

WHEREAS, The services provided for the redemption program will be provided by the City of Memphis subject to the terms of Interlocal Governmental Agreement by and Between the City of Memphis and Shelby County Government for the City of Memphis and Shelby County Tire Redemption Program.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That the FY 2010 Operating Budget is hereby amended as per the attached exhibit A and that funds in the amount of \$50,000.00 are hereby appropriated for the Land Bank Department for payment to the City of Memphis for obligations and administrative costs of the Tire Redemption program as established by Ordinance 386 adopted in third reading by the Shelby County Board of Commissioners on October 26, 2009.

BE IT FURTHER RESOLVED, That the Mayor and the Director of the Division of Finance and Administration are hereby authorized to issue their warrant or warrants in an amount not to exceed \$50,000.00 to the City of Memphis for purposed contained in this resolution.

BE IT FURTHER RESOLVED, That the Mayor is hereby authorized to execute the first Amendment to the Interlocal Governmental Agreement by and Between the City of Memphis and Shelby County Government for the City of Memphis and Shelby County Tire Redemption Program to extend the term to allow for the increased funding contemplated herein.

Joe Ford, Iterim County Mayor

Date: _____

ATTEST:

Clerk of County Commission

ADOPTED: _____